

Council of Juvenile Services (CJS)
Proposed Meeting Agenda

Tuesday, June 15, 2021
9:00 AM –11:30 AM, CT

River's Edge Restaurant
104 Capitol Street
Yankton, SD 57078

Zoom Link: <https://zoom.us/j/96512966550?pwd=Y1NhRGVtT00zNFQzMtZCQmZHQ0pZZz09>

NOTE: All times outlined below are approximate and may change during the course of the meeting.

Tuesday, June 15, 2021

- 9:00 AM Welcome, Introductions, and Review Agenda (Chair Beth O'Toole)
- 9:10 AM Period for Public Comment (Chair O'Toole)
- 9:15 AM Council Business
- Disclosure of Conflicts of Interest (Bridget Coppersmith)
 - Approval of Bylaws (Bridget Coppersmith)
 - Approval of April 2021 Meeting Minutes (Chair O'Toole)
- 9:30 AM Status Report (Bridget Coppersmith and Nicole Gednalske)
- Budget
 - Subgrants
 - County Reimbursement Program
 - Compliance
 - OJJDP Updates
- 10:00 AM FY2021 3-Year Plan (Bridget Coppersmith)
- Approval of Value and Problem Statements
 - Budget Discussion
 - Plan for Submission
- 10:30 AM State Fiscal Year 2022 Subgrant Applications (Bridget Coppersmith)
- Alternatives to Detention
 - Native American Programs
- 11:00 AM DOC Recommendations for Funding State Fiscal Year 2022 Subgrant Applications (Bridget Coppersmith)
- 11:15 AM Juvenile Justice Updates (Open to CJS Members)
- 11:30 AM Adjourn (Chair O'Toole)
- Next Meeting Date: September 2021

**State of South Dakota
Council of Juvenile Services
By-laws
June 2016**

Article I: Purpose of the Council of Juvenile Services

The purpose of the Council of Juvenile Services is to serve as the principal juvenile justice planning entity for the State of South Dakota.

Article II: Powers and Responsibilities of the Council of Juvenile Services

South Dakota Codified Law 1-15-30 identifies the responsibilities of the Council of Juvenile Services and reads as follows:

The Council of Juvenile Services shall be responsible for the following:

- (1) In conjunction with the secretary of the Department of Corrections, establish policy on how the formula grants program of the Juvenile Justice and Delinquency Prevention Act is to be administered in South Dakota;
- (2) Approve the state plan, and any modifications thereto, required by 223(a) of the Act prior to submission to the Office of Juvenile Justice and Delinquency Prevention;
- (3) Submit annual recommendations to the Governor and Legislature concerning the functions of the Council of Juvenile Services and the status of the state's compliance with the Act;
- (4) Approve or disapprove grant applications and other funding requests submitted to the Department of Corrections under § § 1-15-27 to 1-15-31, inclusive, and assist with monitoring grants and other fund awards;
- (5) Assist the Department of Corrections in monitoring the state's compliance with the Act;
- (6) Study the coordination of the various juvenile intervention, prevention, treatment, and rehabilitation programs;
- (7) Study effective juvenile sentencing, adjudication, and diversion policies and provisions;
- (8) Make a special study of, and make an annual report to the Governor, the Unified Judicial System, and the Legislature by June thirtieth of each year concerning, the appropriate administration of and provision for children in need of supervision in this state;
- (9) Contact and seek regular input from juveniles currently under the jurisdiction of the juvenile justice system; and
- (10) Perform other such activities as determined by the Governor, the secretary of the Department of Corrections, or the Council of Juvenile Services.

Article III: Council of Juvenile Services Composition

Section A: Number and Composition

The Council of Juvenile Services consists of twenty members who have training, experience, or special knowledge of juvenile delinquency prevention or treatment or the administration of juvenile justice. The membership shall include the following to comply with Section 223(a)(3) of the Juvenile Justice and Delinquency Prevention Act:

1. at least one locally elected official;
2. representatives of law enforcement, and juvenile justice agencies, including circuit court judges, prosecutors, counsel for children and youth, and probation officers;
3. representatives of public agencies concerned with delinquency prevention or treatment, such as welfare, social services, ~~mental health, substance abuse, education, special education, child and adolescent mental health, education, child and adolescent substance abuse, special education, services for youth with disabilities,~~ recreation, and youth services;
4. representatives of private nonprofit organizations, including persons with a special focus on preserving and strengthening families, parent groups and parent self-help groups, youth development, delinquency prevention and treatment, neglected or dependent children, the quality of juvenile justice, education and social services for children;
5. volunteers who work with ~~delinquents or potential delinquents delinquent youth or youth at risk of delinquency;~~
6. ~~youth workers involved with representatives of~~ programs that are alternatives to incarceration, including programs providing organized recreation activities;
7. persons with special experience and competence in addressing problems related to school violence and vandalism and alternatives to suspension and expulsion; and
8. ~~persons, with special experience and competence in addressing problems related to learning disabilities, emotional difficulties, child abuse and neglect, and youth violence licensed or certified by the applicable State, with expertise and competence in prevention and addressing mental health and substance abuse needs in delinquent youth and youth at risk or delinquency;.~~
9. Representatives of victim or witness advocacy groups, including at least one individual with expertise in addressing the challenges of sexual abuse and exploitation and trauma, particularly the needs of youth who experience disproportionate levels of sexual abuse, exploitation, and trauma before entering the juvenile justice system; and
- 8.10. For a state in which one or more Indian Tribes are located, an Indian tribal representative (if such representative is available) or other

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individual with significant expertise in tribal law enforcement and juvenile justice in Indian tribal communities;

Section B: Selection Criteria

1. A majority of the Council of Juvenile Services, including the Chairperson and any member assuming the duties and responsibilities of the Chairperson, whether permanently or on a temporary basis, shall not be fulltime employees of federal, state, or local government.
2. At least one-fifth of the Council members shall be under the age of ~~24~~ 28 at the initial time of appointment.
3. At least three members shall have been or shall currently be under the jurisdiction of the juvenile justice system or, if not feasible and in appropriate circumstances, who is the parent or guardian of someone who has been or is currently under the jurisdiction of the juvenile justice system-
4. Attempts will be made to ensure that the membership of the Council will represent the racial and ethnic diversity of the State.

Article IV: Terms of Services for Council Members

Consistent with SDCL 1-15-29, each member shall serve a term of three years. Members may be re-appointed and may continue to serve an expired term until replaced by the Governor.

Article V: Officers of the Council of Juvenile Services

A Chairperson and a Vice-Chairperson, who shall not be fulltime employees of federal, state, or local government. Shall be chosen annually by a majority vote of the Council members at the first meeting following new appointments and reappointments of members. In the event of the Chairperson's absence at a Council meeting, the Vice-Chairperson shall preside at the meeting. In the event that neither the Chairperson nor the Vice-Chairperson can be present at a Council meeting, the Chairperson shall designate a member of the Council to preside at the meeting who is not a fulltime employee of federal, state, or local government.

Article VI: Removal of Council Members

The Chairperson may recommend to the Governor that a Council member be replaced if that member misses three consecutive meetings, misses fifty percent of Council meetings during a twelve-month period, or if that member is no longer a resident of the State of South Dakota.

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Article VII: Meetings of the Council of Juvenile Services

Section A: Meeting Schedule/Location

Meetings will be held at the call of the Chairperson and will generally occur at least quarterly. The Chairperson will determine the location of Council meetings. Council meetings may be held telephonically or by electronic means.

Section B: Quorum

The Chairperson shall determine if a quorum is present at a meeting. A quorum shall consist of a majority of Council members present based on the number of current Council members appointed. A quorum must be present for the Council to take official action.

Section C: Adoption of Motions

In order for a motion to be adopted, the motion must be approved by the majority of voting members present at the meeting.

Section D: Voting

The Chairperson shall determine the method of voting. Only Council members may vote during Council meetings.

Section E: Non-voting Meeting Participants

1. If a Council member is unable to attend a meeting, that Council member may appoint a non-voting participant to attend the Meeting in their place. The individual attending in place of a Council member may participate in Council discussions but may not make motions or vote on motions. Council members who are unable to attend may also submit their positions on issues in writing or consideration during Council discussions but these written submissions shall not constitute a motion or a vote on these issues.
2. Department of Corrections employees who provide staff support to the Council may provide information to the Council and participate in discussions as requested or directed by the Chairperson but may not make motions or vote on motions.
3. Other individuals in attendance at Council meetings may present information to the Council at the request of the Chairperson.

Section F: Roberts Rules of Order

Roberts Rules of Order shall guide conduct of Council meetings.

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Article VIII: Compensation

The members of the Council of Juvenile Services serve without compensation. Council members are reimbursed for their reasonable and necessary expenses incurred in the performance of their duties at rates set by the Board of Finance, unless such expenses are covered by the Council member's employer or other individual or body.

Article IX: Conflict of Interest

A Council member employed by an organization requesting funds from the Council, or a Council member having some direct interest in such organization, may not make a motion or vote on any motions pertaining to the funding request. The member will be counted toward the quorum of the meeting but will not be considered as an eligible voting member for the purpose of determining whether the matter in question passes or fails. Neither may the Council member speak to or answer questions concerning the proposal unless all similarly situated applicants for funding are provided a similar opportunity.

Any member having a direct interest in a funding request or proposal shall leave the meeting room during discussion and/or voting related to the request or proposal.

Article X: Committees

There shall be an Executive Committee of the Council of Juvenile Services which consists of the Chairperson, Vice-Chairperson and three members elected by the Council. The Executive Committee has the authority to act for the Council in the interim between meetings. Any action taken by the Executive Committee is subject to ratification at the next regularly scheduled meeting.

The Chairperson of the Council may form other committees that are necessary for the Council to fulfill its responsibilities. Committee members, who may include individuals who are not Council members, and committee chairpersons shall be appointed by the Chairperson of the Council of Juvenile Services.

The primary responsibilities of each committee shall be to analyze the issues assigned to it and present a report to the Council that may include recommendations on programs to be developed or funded, changes in juvenile justice system processes, proposed statutory changes or other recommended actions. Committees shall not represent recommendations as official positions of the Council and shall not begin implementation of the recommendations until they have received the approval of the Council of Juvenile Services.

Article XI: Amendment of Bylaws

The Bylaws of the Council of Juvenile Services may be amended at any regular or special meeting of the Council by a two-thirds majority vote of the members present, provided


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that the proposed amendment was distributed to the members of the Council at least seven days prior to the meeting. Unless otherwise specified, an approved amendment will go into effect immediately.

Revision Log:

March 2004: Initial Council of Juvenile Services By-laws were approved by the Council at their March 2004 meeting.

June 2016: **Added** “to comply with Section 223(a)(3) of the Juvenile Justice and Delinquency Prevention Act:” in Article III Section A. **Added** “and any member assuming the duties and responsibilities of the Chairperson, whether permanently or on a temporary basis” in Article III Section B. **Removed** “, the initial Council members appointed will draw lots to determine who will hold the 8 three year terms, the 6 two year terms, and the 6 one year terms. Thereafter,” from Article IV. **Added** “and a Vice-Chairperson” in Article V. **Added** “shall not be fulltime employees of federal, state, or local government” in Article V. **Removed** “ and a Vice-Chair person” from Article V. **Removed** “each fiscal year” from Article V. **Added** “following new appointments and reappointments of members” to Article V. **Added** “who is not a fulltime employee of federal, state, or local government” to Article V. **Added** “or by electronic means” to Article VII Section A. **Removed** “or via the Digital Dakota Network” from Article VII, Section A.

	6/20/2016
Betty Oldenkamp, Chairperson – Council of Juvenile Services	Date

Meeting Minutes - DRAFT
South Dakota Council of Juvenile Services
April 6, 2021
Best Western Ramkota Hotel and Conference Center
Rapid City, SD

Tuesday, April 6, 2021

Council of Juvenile Services Members Present: Beth O'Toole, Chair and Professor at the University of Sioux Falls; Sara McGregor-Okroi, Vice-Chair and Director of Alii-County; Judge Tami Bern, First Judicial Circuit Judge; Mason Best, Youth Member; Kristi Bunkers, Director of Juvenile Services; Kim Cournoyer, Service Provider; Chuck Frieberg, Director of Court Services; Cindy Heiberger, Minnehaha County Commissioner; and Sheriff Brad Howell, Codington County Sheriff.

Council of Juvenile Services Members Present via Zoom: Keegan Binigar, Youth Member; Daniel Haggar, Minnehaha County States Attorney; Doug Hermann, Executive Director of The Club for Boys; Dave McNeil, Aberdeen Police Department Chief; and Betty Oldenkamp, CEO of Lutheran Social Services.

Council of Juvenile Services Members Absent: Dadra Avery, School Counselor at Sturgis Brown High School; Pat Bad Hand, Rosebud Sioux Tribe Juvenile Detention Center Administrator; Cassidy Frederick, Youth Member; Tiffany Glaser, Department of Social Services JJRI Program Manager; Angela Lisburg, Avera St. Mary's Central South Dakota Child Assessment Center; and Tierney Scoblic, Youth Member.

Others Present: Bridget Coppersmith, Nicole Gednalske, Kevin McLain, and Mike Leidholt, South Dakota Department of Corrections (DOC); Melanie Boetel, Department of Social Services; Annie Brokenleg, Unified Judicial System; Karlee Chapin and Erinn Thomas, Brookings County; Kelsi Vinger, Brown County; Judge Carmen Means, 3rd Circuit Judge; and Katie Buschbach, Davison County.

1. WELCOME, INTRODUCTIONS AND AGENDA REVIEW

Chair Beth O'Toole welcomed everyone to the meeting at 1:06 PM on April 6, 2021 and introductions were made. Bridget Coppersmith took role call and a quorum was validated by Coppersmith at this time. Chair O'Toole welcomed Mason Best, Daniel Haggar, and Cindy Heiberger as the newest appointments to the Council.

2. PERIOD FOR PUBLIC COMMENT

Chair O'Toole asked if there were any public comments to be brought before the Council at the meeting. After confirmation that no one had comments to share, Chair O'Toole proceeded with the meeting agenda and ended the period for public comment.

3. DISCLOSURE OF CONFLICTS OF INTEREST

Coppersmith explained that there were no funding decisions coming before the Council at the meeting which would require members to disclose conflicts of interest.

4. REVIEW OF BYLAWS

Coppersmith provided an overview of the Council Bylaws which were last amended in 2016. Coppersmith noted that any proposed amendments would need to come before the Council at their next

meeting to adhere to the advance notice requirements in the bylaws. Coppersmith explained that the Department of Corrections would be recommending an amendment for consideration related to updated State Advisory Group criteria from the revised Juvenile Justice and Delinquency Prevention Act.

5. APPROVAL OF SEPTEMBER 2020 MEETING MINUTES

Chair O'Toole provided an overview of the September 2020 Meeting Minutes.

Chuck Frieberg moved to approve the September 2020 meeting minutes; Sara McGregor-Okroi seconded. Motion carried unanimously.

6. ELECTION OFF CJS CHAIR, VICE-CHAIR, AND EXECUTIVE COMMITTEE

Chair O'Toole turned the meeting over to Coppersmith to oversee the annual elections at 1:27 PM. Coppersmith explained that the CJS Chair and Vice-Chair cannot be full time government employees and that the elected Chair and Vice-Chair will start their term following the adjournment of the meeting.

Charles Frieberg moved to nominate Beth O'Toole for CJS Chair, Judge Tami Bern seconded. Judge Tami Bern moved to cease nominations for CJS Chair and cast a unanimous ballot for Beth O'Toole, Keegan Binegar seconded. Motion carried unanimously.

Kristi Bunkers moved to nominate Sara McGregor-Okroi for CJS Vice-Chair, Sheriff Brad Howell seconded. Cindy Heiberger moved to cease nominations for CJS Vice-Chair and cast a unanimous ballot for Sara McGregor-Okroi, Judge Tami Bern seconded. Motion carried unanimously.

Coppersmith explained that the Executive Committee is made up of the elected Chair and Vice-Chair and three additional elected members who are not held to the same restrictions of the Chair and Vice-Chair regarding being full time government employees. Coppersmith added that the Executive Committee typically meets telephonically and takes action on topics that need addressing between meetings and that the action needs to be ratified by the entire Council at their next meeting.

Cindy Heiberger moved to nominate Charles Frieberg, Judge Tami Bern, and Betty Oldenkamp for the three positions on the Executive Committee, Sheriff Brad Howell seconded. Cindy Heiberger moved to cease nominations for the Executive Committee and cast a unanimous ballot for Charles Frieberg, Judge Tami Bern, and Betty Oldenkamp, Keegan Binegar seconded. Motion carried unanimously.

Coppersmith turned the meeting back over to Chair O'Toole at 1:33 PM.

7. STATUS REPORT

Budget and Subgrants: Coppersmith reported that the Federal Fiscal Year (FFY) 2017 Award was on track to be closed out by its end date of September 30, 2021. Processed payments through March 29th gave an unspent budget of \$90,309.00. Coppersmith explained that 10% of the award could be moved between approved budget categories without a formal amendment to the Office of Juvenile Justice and Delinquency Prevention. At the time of the meeting, \$8,209.42 of the allowable \$40,047.80 needed to be moved to account for shortfalls in the program areas associated with the County Reimbursement Program. Coppersmith explained that all subgrants were spending in accordance with their approved applications and that subgrants under the program areas of Juvenile Justice System Improvement and Native American Programs would be eligible to apply for another year of funding for State Fiscal Year (SFY) 2022 in June and that the two subgrants under Delinquency Prevention were on their final year of services under the Formula Grants Program.

FY2021 Three Year Plan: Coppersmith explained that the FY2021 three-year plan solicitation had yet to be released by the Office of Juvenile Justice and Delinquency Prevention (OJJDP). Coppersmith noted that the application will be a “full plan” year rather than an “update plan” which had been submitted the past two years.

2021 Legislation: Coppersmith provided an overview of Senate Bill 14, an act to limit the time children in need of supervision are held in detention under certain circumstances. Coppersmith explained that the bill was submitted to align South Dakota Codified Law with the Juvenile Justice Reform Act of 2018 regarding valid court order (VCO) holdings. Coppersmith reported that the bill was signed on February 8th by Governor Kristi Noem and would go into effect on July 1, 2021. Coppersmith thanked the Council for their support with the legislation.

8. COMPLIANCE MONITORING UPDATE

Nicole Gednalske presented the compliance monitoring report for October 1, 2019 –September 30, 2020. Gednalske explained that 1,554 records were submitted, and all had been cleared prior to the meeting. Of those records, six deinstitutionalization of status offenders (DSO) violations were identified. Three of those violations were in violation of the new VCO requirements and three were for holding status offenders for longer than the allowable 24 hours. Gednalske explained that identified violations would be submitted to OJJDP with the FY2021 three-year plan for their review. Gednalske added that 537 records had been submitted and reviewed from October 1, 2020 through February 28, 2021 and that zero violations had been identified.

9. DISCUSSION OF COUNTY REIMBURSEMENT PROGRAM FOR STATE FISCAL YEAR 2022

Coppersmith provided an overview of the Juvenile Services Reimbursement Program which was developed to assist counties in meeting the requirements outlined by the Juvenile Justice and Delinquency Prevention Act. In SFY2020, 203 youth had been served through the program through reimbursement for transportation, shelter care, electronic monitoring, and detention services. Coppersmith explained that the program will be up for approval in June 2020 and that a new service, Court Resources Homes, may be considered for program inclusion at that time.

Annie Brokenleg provided an overview of the concept of Court Resource Homes and how they could work in South Dakota. The idea was reviewed and recommended by a Juvenile Detention Alternatives Initiative (JDAI) subcommittee that was exploring options for short-term, pre-adjudication alternates to detention. Brokenleg explained that the subcommittee would like to submit a proposal for Council consideration at their June meeting which would include reimbursement to licensed families for holding youth, licensing incentives, and on-call stipends for licensed families. It was anticipated that these homes would be in JDAI sites excluding Minnehaha and Pennington Counties.

Discussion ensued regarding support from the Department of Social Services, recruitment of families, types of youth who would qualify for the alternative, and the fact that it would be implemented as a reimbursement-based program through the counties. There was unanimous support from the Council members present for the subcommittee to draft and present a proposal at the June meeting.

10. ALTERNATIVES TO DETENTION UPDATES

Brown County: Kelsi Vinger provided an overview of alternatives to detention work being done during Brown County’s second year of implementation. Vinger highlighted a significant decrease in court ordered admissions to the juvenile detention center and a 93% success rate of completers of their diversion program. Going forward, Brown County plans to continue to decrease their Risk Assessment

Instrument (RAI) override rate, create a formalized structure for truancy diversions, expand their conditional release program, implement a restorative justice program, and partner with more community partners to best serve youth.

Codington County: Annie Brokenleg summarized second year accomplishments in Codington County and noted that the county was implementing a conditional release program, pre-arrest diversions, and was in the initial steps of having an evening reporting center at the Boys & Girls Club.

Davison County: Katie Buschbach reviewed successes in the county's second year of implementation including establishing a conditional release program, a reception center, increased diversion program referrals, and approval of the utilization of a room in the Rec Center for an evening reporting center. Davison County will also look into creating a formal truancy program as part of their services.

Brookings County: Karlee Chapin explained that Brookings County was in their first year of implementing alternatives to detention and began serving youth through diversion and conditional release programs.

Annie Brokenleg explained that Yankton County was in the initial steps of implementing JDAI and would like to be considered for funding with the next round of applications. The members present unanimously agreed to include Yankton County for consideration of Alternatives to Detention funding for the time frame of July 1, 2021 to June 30, 2022.

11. JUVENILE JUSTICE UPDATES

Charles Frieberg explained that the Unified Judicial System was hosting their Regional Juvenile Justice Conference the two days following the Council Meeting and thanked the Council for their support of one of the speakers.

12. WRAP-UP AND ADJOURN

The next meeting is scheduled for June 2021 with the exact date and location to be determined.

At 3:12 PM, Sheriff Brad Howell moved to adjourn, Keegan Binegar seconded. Motion carried unanimously.

Recorded by Bridget Coppersmith, Juvenile Justice Specialist

June 2021 Budget Status Report

FFY 2017 Formula Grant Award (Approved End Date: 9/30/2021)				
State Program Title	Federal Budget	Exp to Date (6/5/21)	Current Balance (6/5/21)	Budget Narrative
Delinquency Prevention	\$60,000.00	\$44,011.84	\$15,988.16	- Andes Central and Dell Rapids School Systems Year 4 Awards - Evaluation Services
Planning/Admin	\$25,000.00	\$15,222.77	\$9,777.23	- Costs associated with Formula Grant Program implementation by DOC administration staff - Cannot go negative in P&A Program Area
Council of Juvenile Services	\$5,000.00	\$4,545.64	\$454.36	- Quarterly Meetings - Annual Report
DSO	\$10,000.00	\$13,258.95	-\$3,258.95	- County Reimbursement Program (No program or county cap)
Separation	\$5,000.00	\$6,631.50	-\$1,631.50	
Jail Removal	\$10,000.00	\$13,258.95	-\$3,258.95	
Compliance	\$10,000.00	\$14,725.74	-\$4,725.74	- Costs associated with compliance monitoring by DOC administration staff
DMC	\$95,000.00	\$83,979.84	\$11,020.16	- Three current subgrants - Costs associated with DMC by DOC administration staff
Native American Programs	\$35,000.00	\$33,799.45	\$1,200.55	-SWO Probation Officer - Must Spend \$32,853
Juvenile Justice System Improvement	\$145,478.00	\$171,043.32	-\$25,565.32	- Alternatives to Detention Subgrants in Brookings, Brown, Codington, and Davison Counties.
Total	\$400,478.00	\$400,478.00	\$0.00	

FFY 2018 Formula Grant Award End Date: 9/30/2022					
State Program Title	Awarded Budget	Submitted Amended Budget	Exp to Date (6/5/21)	Current Balance of Awarded Budget (6/5/21)	Current Balance of Amended Budget (6/5/21)
Delinquency Prevention	\$150,000.00	\$30,000.00	\$0.00	\$150,000.00	\$30,000.00
Planning/Admin	\$20,000.00	\$20,000.00	\$0.00	\$20,000.00	\$20,000.00
Council of Juvenile Services	\$15,000.00	\$5,000.00	\$0.00	\$15,000.00	\$5,000.00
DSO	\$20,000.00	\$15,000.00	\$0.00	\$20,000.00	\$15,000.00
Separation	\$10,000.00	\$7,500.00	\$0.00	\$10,000.00	\$7,500.00
Jail Removal	\$20,000.00	\$15,000.00	\$0.00	\$20,000.00	\$15,000.00
Compliance	\$20,000.00	\$15,000.00	\$0.00	\$20,000.00	\$15,000.00
DMC	\$75,000.00	\$80,000.00	\$0.00	\$75,000.00	\$80,000.00
Native American Programs	\$60,000.00	\$35,000.00	\$0.00	\$60,000.00	\$35,000.00
Juvenile Justice System Improvement	\$7,052.00	\$174,552.00	\$5,965.62	\$1,086.38	\$168,586.38
Total	\$397,052.00	\$397,052.00	\$5,965.62	\$391,086.38	\$391,086.38

Federal Award	Amount	End Date
2019	\$406,747.00	09/30/2023
2020	\$428,501.00	09/30/2024

Compliance Report 10/01/2020 - 09/30/2021

	Total Records Oct 2020 - May 2021	Records Under Review	Potential DSO Violations	Potential VCO Violations	Potential Jail Removal Violations	Potential Separation Violations
Beadle County JDC	27	0	0			
Brown County JDC	109	0	0			
Codington County JDC	59	0	0			
Day County JDC	12	0	0			
Hughes County JDC	94	0	0			
Minnehaha County JDC	299	0	0			
Pennington County JDC	263	0	0			
Roberts County JDC	25	0	0			
Spearfish Police Department	6	0	0			
Walworth County	10	0	0			
Yankton County Jail	4	0	0			
Total	908	0	0	0	0	0

Through May 2021: No potential violations. No records under review.

Value Statements

South Dakota's Council of Juvenile Services has developed and adopted the following core values that it plans to use as a guide for purposes of future juvenile justice planning and development within the state:

- All children shall receive developmentally and culturally appropriate services that are evidence-based and data-driven.
- All children shall have the same access to needed services regardless of family income, geography, gender, sexual orientation, race, religion, disability, or jurisdiction.
- All children shall have the right to be safe in the community in which they live.
- All children shall receive evidence-based services consistent with the needs of the child in the least restrictive community-based environment available.
- All children, parents, communities, and the juvenile justice system shall demonstrate accountability in the development and provision of services for youth.
- All children shall receive early intervention services that are evidence-based.
- All children shall receive services that are family-based and family-centered.
- All children shall receive culturally appropriate justice which is essential to effectively address Disproportionate Minority Contact.
- All children shall have access to early and effective legal representation, including an assessment of competence and a timely and just legal process.

Problem Statements

The Council identified the following problems, in order of priority, to be addressed through formula grant funds and activities during the period covered by this program plan (2018-2020):

- **Monitoring and maintaining compliance with deinstitutionalization of status offenders, jail removal, and sight and sound separation requirements of the Act, as amended, is critical for continued juvenile justice system improvement.**

- Supporting qualitative information is located in the section “Analysis of Juvenile Crime Problems and Juvenile Justice Needs” of this comprehensive 3-Year Plan and the section “Plan for Compliance With the First Three Core Requirements of the JJDP Act and the State’s Compliance Monitoring Plan” which is submitted separately from this comprehensive 3-Year Plan to the Office of Juvenile Justice and Delinquency Prevention.
- Associated with the program purpose areas of Compliance Monitoring, Deinstitutionalization of Status Offenders, Jail Removal, and Separation.
- **Minority youth are over-represented at most stages of South Dakota’s juvenile justice system.**
 - Supporting qualitative information is located in the section “Analysis of Juvenile Crime Problems and Juvenile Justice Needs” of this comprehensive 3-Year Plan and in the section “Plan for Compliance with the Disproportionate Minority Contact Core Requirement” which is submitted separately from this comprehensive 3-Year Plan to the Office of Juvenile Justice and Delinquency Prevention.
 - Associated with the Disproportionate Minority Contact program purpose area.
- **The Native American Tribal juvenile justice systems have a critical lack of basic resources to address the needs of youth coming before the Tribal courts.**
 - Supporting qualitative information is located in the section “Analysis of Juvenile Crime Problems and Juvenile Justice Needs” of this comprehensive 3-Year Plan.
 - Associated with Indian Tribal Programs program purpose area and Native American Pass-Through dollars.
- **There is no coordinated statewide delinquency prevention programming in South Dakota. Prevention programming, specifically in a school setting, is needed to address arrests for delinquent acts.**
 - Supporting qualitative information is located in the section “Analysis of Juvenile Crime Problems and Juvenile Justice Needs” of this comprehensive 3-Year Plan.
 - Associated with the program area of Delinquency Prevention.
- **South Dakota’s incarceration rate of detention per capita demonstrates a continuing need to support juvenile justice reform activities. There is a need to sustain and enhance diversion programming, performance measurement, and incarceration alternatives.**
 - Supporting qualitative information is located in the sections “Analysis of Juvenile Crime Problems and Juvenile Justice Needs” of this comprehensive 3-Year Plan.
 - Associated with the program area of Juvenile Justice System Improvement.

South Dakota Department of Corrections FY20 Formula Grant Application Budget Worksheet

Program Area	Program Area Description	FY2020	FY2020 Match	FY2020 Total
Planning & Administration		\$20,000	\$20,000	\$40,000
Planning & Administration Detail	Personnel	\$14,750	\$14,750	\$29,500
	Fringe Benefits	\$4,500	\$4,500	\$9,000
	Travel	\$750	\$750	\$1,500
Pass-Through Eligible Program Areas Total		\$383,501	\$0	\$383,501
A	Community Based Alternatives to Incarceration and Institutionalization	\$172,501 P	\$0	\$172,501
B	Community-Based Programs and Services	\$60,000 P	\$0	\$60,000
C	Juvenile Justice and Delinquency Prevention Programs	\$50,000 P	\$0	\$50,000
F	Programs to Expand the Use of Probation Officers	\$40,000 P	\$0	\$40,000
M	Graduated Sanctions	\$46,000 P	\$0	\$46,000
W	Compliance Monitoring	\$15,000	\$0	\$15,000
Additional Program Areas		\$25,000	\$0	\$25,000
State Advisory Group		\$15,000	\$0	\$15,000
Racial and Ethnic Disparities (RED)		\$10,000	\$0	\$10,000
Budget Total:		\$428,501	\$20,000	\$448,501

A "P" next to a line item demonstrates that the budget category is passed through to units of local governments, programs of local private agencies, programs of Indian tribes that perform law enforcement functions, or directly by the state. South Dakota is planning to **pass through \$368,501** which exceeds the required **\$275,391.67** $((\$428,501 - \$15,000 \text{ (SAG)}) * 0.666)$.

Budget Detail Worksheet
South Dakota Department of Corrections
FY20 Formula Grant Application
Budget Narrative

Planning and Administration (\$20,000 fed/ \$20,000 state match):

The federally required planning and administration allocation will cover costs associated with the salary, benefits, and travel of the full-time Juvenile Justice Specialist and will also be used to cover time devoted to the Formula Grant Program by the Director of Grants and Research. Other planning and administration expenses incurred by the Department such as computer fees and equipment, and space allocations will also be charged here. All costs and expenses covered by the planning and administration allocation will be paid 50% federal and 50% state match.

A: Community Based Alternatives to Incarceration and Institutionalization (\$172,501):

Funds allocated to support communities implementing Juvenile Detention Alternatives initiative (JDAI) and the County Reimbursement Program which assists counties with remaining in compliance with the JJDPa.

B: Community Based Services (\$60,000)

Funds to support two local RED subgrants that provide case management services targeted for pre-adjudicated youth and their families.

C: Juvenile Justice and Delinquency Prevention (\$50,000):

Funds support two juvenile justice and delinquency prevention subgrants to implement evidence-based programming in school-based settings.

F: Probation Officers (\$40,000):

Funds to support one subgrant on a Native American Reservation to enhance juvenile probation services. This allocation contains the minimum allocation of \$27,050 required to be spent under the FFY2020 Native American Pass-Through.

M: Graduated Sanctions (\$46,000)

Funds to support the capstone implementation from Minnehaha County's participating in the Reducing Racial and Ethnic Disparities Certificate Program through the Center for Justice Reform and Georgetown University in November 2017.

W: Compliance Monitoring (\$15,000):

Funds allocated to this program area will be used to cover the cost of a part-time compliance monitoring position at \$15,000 for salary and benefits. Funds under this program area may also be used to cover part of an intern's salary under a time study process.

State Advisory Group Allocation (SAG) (\$15,000):

The federally required SAG allocation will be used to cover the cost of Council of Juvenile Services meetings and support any subcommittees or subgroups of the Council. The cost is lower than the allowed allocation due to holding a portion of the meetings through video conferencing to save on cost and travel time.

Racial and Ethnic Disparities (RED) (\$10,000):

The allocation will support a part-time DMC coordinator position at \$10,000 for salary and benefits.